

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Competitive Product Prices
Inbound E-format Letter Post

Docket No. CP2022-58

PUBLIC REPRESENTATIVE COMMENTS ON POSTAL SERVICE NOTICE OF
RATES FOR INBOUND E-FORMAT LETTER POST
(May 13, 2022)

The Public Representative hereby provides comments pursuant to Order No. 6165.¹ In that Order, the Commission established the above referenced docket to receive comments from interested persons, including the undersigned Public Representative, on a Postal Service notice of a proposed prices for Inbound E-format Letter Post, i.e., Inbound Letter Post Small Packets and Bulky Letters.²

Included as Attachment 1 to the Notice is an application for non-public treatment of materials filed under seal. Notice at 4. Attachment 2 contains the proposed prices. *Id.* A copy of the certification required under 39 CFR 3015.5(c)(2) is included as Attachment 3. *Id.* A redacted copy of Governors' Decision 19-1 is included as Attachment 4. *Id.* The Postal Service also filed under seal a supporting financial model estimating the cost coverage under the proposed rates. *Id.*

The Postal Service seeks Commission approval to submit the proposed rates to the International Bureau (IB) of the Universal Postal Union (UPU), with rates going into effect on January 1, 2023. Notice at 1. The Postal Service states that the proposed rates conform to the statutory requirements for competitive products under 39 U.S.C. § 3633. *Id.* at 4. It contends that "the supporting documentation demonstrates that the new rates cover their attributable costs, avoid cross-subsidization of competitive

¹ Order No. 6165, Notice and Order of Rates Not of General Applicability for Inbound E-format Letter Post, and Application for Non-Public Treatment, May 3, 2022.

² Notice of the United States Postal Service of Rates Not of General Applicability for Inbound E-Format Letter Post, and Application for Non-Public Treatment, April 29, 2022. (Notice)

products by market dominant products, and do not impede competitive products' collective ability to cover their "appropriate share" of institutional costs. *Id.*

COMMENTS

Pursuant to 39 USC 3633(a), competitive prices must ensure that each competitive product (1) do not result in market dominant products subsidizing competitive products, (2) ensure that each competitive product covers its attributable costs; and (3) enable competitive products as a whole to cover an appropriate share of the institutional costs of the Postal Service.

The Public Representative has reviewed the Postal Service's Notice, the attachments thereto, the supporting financial model filed under seal that accompanied the Notice and other relevant information. Based upon that review, the Public Representative concludes that the proposed rates for Inbound Letter Post Small Packets and Bulky Letters satisfy the requirements of 39 USC 3633(a). Therefore, the Public Representative recommends approval of the proposed rates.

The Public Representative respectfully submits the foregoing comments for the Commission's consideration.

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